

**RESOLUTION NO. 97-16**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND  
AUTHORIZING THE AWARD OF A CONSTRUCTION CONTRACT TO GHILOTTI  
CONSTRUCTION COMPANY, INC., FOR THE RICHMOND-OHLONE  
GREENWAY GAP CLOSURE PROJECT**

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**WHEREAS**, on April 25, 2012, the City Council of the City of Richmond (the “City Council”) adopted the Richmond General Plan 2030 (the “General Plan”), which establishes the goals, policies and implementing actions for development of the City of Richmond; and

**WHEREAS**, the Circulation Element of the General Plan provides goals, policies and actions intended to ensure efficient mobility and access for all City residents, workers and visitors through a safe, interconnected, multimodal transportation system; and

**WHEREAS**, Action CR2.A of the General Plan Circulation Element calls for the development of access and mobility criteria for capital improvement projects to ensure safe connections to schools, transit hubs, and employment centers, to make non-vehicular modes of getting to and from work, school, and transit safer and more appealing; and

**WHEREAS**, the Richmond-Ohlone Greenway Gap Closure project fills in a dangerous and cumbersome gap at the nexus between the Richmond Greenway and the Ohlone Greenway that will increase safety and facilitate and encourage more residents to walk or bicycle to school, places of employment and transit hubs; and

**WHEREAS**, the Conservation, Natural Resources and Open Space Element of the General Plan provides goals, policies and actions intended to protect, maintain and enhance the City’s natural resources and open spaces, and foster the preservation of the City’s many valuable natural resources; and

**WHEREAS**, Action CN1.H of the General Plan Conservation, Natural Resources and Open Space Element calls for the City, where feasible, to restore creek corridors in urban areas, including restoration of creeks that are currently in hardened channels.

**WHEREAS**, the Richmond-Ohlone Greenway Gap Closure project includes the restoration of a portion of Baxter Creek; and

**WHEREAS**, the City applied for and procured the appropriate and necessary environmental permits from the San Francisco Bay Regional Water Quality Control Board, the California Department of Fish & Wildlife, and the U.S. Army Corps of Engineers, for the project work in and around Baxter Creek; and

**WHEREAS**, the City applied for and received grant funding for the Richmond-Ohlone Greenway Gap Closure project, in the amount of \$1,390,167; and

**WHEREAS**, upon completing the environmental permitting and design phases of the project, the City advertised the construction contract in accordance with applicable California Public Contracting Code; and

**WHEREAS**, on August 25, 2016, following the public bid process for construction, Ghilotti Construction Company, Inc., demonstrated itself to be the lowest responsive, responsible bidder for the Project; and

**WHEREAS**, staff desires to award a construction contract to Ghilotti Construction Company, Inc., for the Project in an amount not-to-exceed \$1,771,910.25, which amount is inclusive of a 10% contingency; and

**WHEREAS**, funds, including the grant funds and the local match to the grant funds, are sufficient to cover the cost of construction; and

**WHEREAS**, by the agenda report (“Agenda Report”) accompanying this resolution the City Council has been provided with additional information upon which the findings and actions set forth in this Resolution are based.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council finds the above recitals are true and correct and have served, together with the Agenda Report, as the basis for the findings and actions set forth in this Resolution.

**BE IT FURTHER RESOLVED** that the City Council hereby authorizes the award of a construction contract to Ghilotti Construction Company, Inc., for the construction of the Richmond-Ohlone Greenway Gap Closure project in an amount not-to-exceed \$1,771,910.25.

**BE IT FURTHER RESOLVED** that the City Council hereby authorizes the City Manager to execute and make amendments to the construction contract as needed to facilitate the completion of the Project.

**BE IT FURTHER RESOLVED** that the City Council designates the City Clerk as the custodian of the documents and other materials which constitute the record of proceedings upon which the decision herein is based. These documents may be found at the office of the City Clerk at the Richmond City Hall, 450 Civic Center Plaza, Richmond, California 94804.

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I certify that the foregoing resolution was passed and adopted by the Council of the City of Richmond at a regular meeting thereof held October 18, 2016, by the following vote:

AYES: Councilmembers Bates, Beckles, McLaughlin, Myrick, Pimplé, Vice Mayor  
Martinez, and Mayor Butt.  
NOES: None.  
ABSTENTIONS: None.  
ABSENT: None.

PAMELA CHRISTIAN  
CLERK OF THE CITY OF RICHMOND  
(SEAL)

Approved:  
TOM BUTT  
Mayor

Approved as to form:  
BRUCE GOODMILLER  
City Attorney

State of California            }  
County of Contra Costa        }       : ss.  
City of Richmond               }

I certify that the foregoing is a true copy of **Resolution No. 97-16**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on October 18, 2016.

  
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Pamela Christian, Clerk of the City of Richmond